

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

In re:

JENNIFER NICOLE STOLFA,

Debtor.

Case Number: 17-13465 JDL
Chapter 13

**DEBTOR'S MOTION FOR CONTINUATION OF AUTOMATIC STAY,
AND BRIEF IN SUPPORT, AND NOTICE OF OPPORTUNITY FOR HEARING,
AND NOTICE OF HEARING**

JENNIFER NICOLE STOLFA, the Debtor in the above-captioned Chapter 13 proceeding, herein requests that the Court, pursuant to 11 U.S.C. § 362(c)(3)(B), enter an Order continuing the automatic stay provided under §362(a) as to all creditors and as to all property of Debtor's Chapter 13 estate. In support of this motion, the Debtor would respectfully aver as follows:

1. Debtor filed a petition for relief under Chapter 13 of the Bankruptcy Code on August 30, 2017 (the instant case).
2. Debtor had previously filed a Chapter 13 case, Case Number 17-11157 JDL, which was dismissed by the Court within one year of the instant case.
3. Debtor avers that dismissal of her prior Chapter 13 case was based on circumstances beyond her control, and was based on circumstances for which Debtor should not personally be held accountable, to wit: Upon information and belief, Debtor's prior Chapter 13 case was dismissed due to her inability to prepare and file her 2016 federal and/or state income tax returns. Debtor had received a 1099-A Form from her mortgage company (after the foreclosure and sale of her principal residence), and could not obtain an adequate explanation as to how to treat said Form when filing her tax

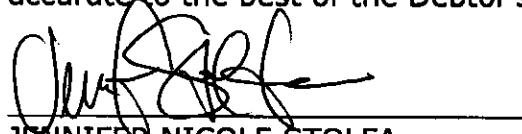
returns. In addition, while Debtor now has more arrearages to cure in her Chapter 13 Plan, she is no longer paying for a vehicle secured by Oklahoma Employees Credit Union. Debtor believes she can afford to make the payments under her current Plan, and would appreciate any opportunity this Court would give her to save her home.

4. Debtor avers that the present filing is in good faith. Debtor believes that the Chapter 13 Plan she will submit to the Court will be confirmed and that she will be able to fully perform under the terms of their Chapter 13 Plan.
5. Debtor's prior Chapter 13 case was the only previous case pending during the preceding year.
6. Debtor's prior Chapter 13 case was not dismissed because Debtor failed to file or amend their petition or any required documents, or to provide adequate protection ordered by the Court.
7. To the best of her knowledge and belief, Debtor's prior Chapter 13 case was dismissed at a time when no motion for relief from stay was pending before the Court.

WHEREFORE, Debtor requests that the Court continue the automatic stay under 11 U.S.C. § 362(a) as to all creditors for the duration of this Chapter 13 proceeding, or until such time as the stay is terminated under §362(c)(1) or (c)(2), or a motion for relief is granted under §362(d), and; for other such relief as the Court deems just and proper.

DECLARATION UNDER PENALTY OF PERJURY

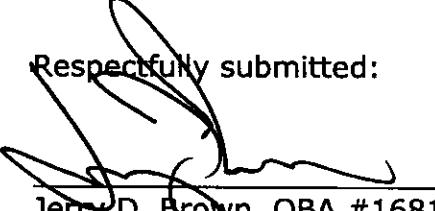
The Debtor in the above-captioned proceeding avers, under penalty of perjury, that the foregoing MOTION FOR CONTINUATION OF AUTOMATIC STAY, NOTICE OF HEARING, AND NOTICE OF OPPORTUNITY FOR HEARING, is truthful and accurate to the best of the Debtor's knowledge and belief.



JENNIFER NICOLE STOLFA

Dated: August 30th, 2017

Respectfully submitted:



Jerry D. Brown, OBA #16815
JERRY D. BROWN, P.C.
5500 N. Western Ave., Suite 150
Oklahoma City, OK 73118
(405) 841-1000
(405) 841-1001 (Fax)
jdbrownpc@sbcglobal.net
Attorney for Movant

NOTICE OF OPPORTUNITY FOR HEARING

Your rights may be affected. You should read this document carefully and consult your attorney about your rights and the effect of this document. If you do not want the Court to grant the requested relief, or you wish to have your views considered, you must file a written response or objection to the requested relief with the Clerk of the United States Bankruptcy Court for the Western District of Oklahoma, 215 Dean A. McGee Ave., Oklahoma City, OK 73102, no later than 14 days from the date of filing of this request for relief. You should also serve a file-stamped copy of your response or objection on the undersigned movant (and others who are required to be served) and file a certificate of service with the Court. If no response or objection is timely filed, the Court may grant the requested relief without a hearing or further notice. The 14-day period includes the 3 days allowed for mailing, pursuant to Rule 9006(f) of the Federal Rules of Bankruptcy Procedure.

NOTICE OF HEARING

You are hereby notified that a hearing on DEBTOR'S MOTION FOR CONTINUATION OF AUTOMATIC STAY AND NOTICE OF OPPORTUNITY FOR HEARING, filed by JENNIFER NICOLE STOLFA, is set for hearing on

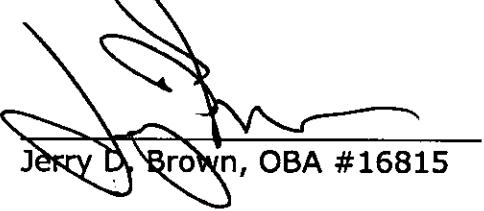
TUESDAY, SEPTEMBER 26, 2017, AT 2:00 PM

before the Honorable Janice Loyd, Second Floor Courtroom, United States Bankruptcy Courthouse, 215 Dean A. McGee Avenue, Oklahoma City, Oklahoma 73102.

CERTIFICATE OF SERVICE

I, Jerry D. Brown, hereby certify that on the ____30____ day of August, 17 a true and correct copy of the above and foregoing instrument was mailed, with proper postage prepaid, to all parties listed below:

ALL PARTIES LISTED ON
THE ATTACHED MATRIX


Jerry D. Brown, OBA #16815

Label Matrix for local noticing
1087-5
Case 17-13465
Western District of Oklahoma
Oklahoma City
Wed Aug 30 15:19:04 CDT 2017

CALIBER HOME LOANS
6031 CONVENTION DRIVE
SUITE 200
IRVING TX 75039-2601

CHEX SYSTEMS COLLECTION AGENCY
ATTN: CONSUMER RELATIONS
7805 HUDSON ROAD, STE. 100
SAINT PAUL MN 55125-1595

DEPT OF ED/NAVIENT
123 JUSTISON STREET
3RD FLOOR
NEWARK DE 19713

FIRST SOURCE ADVANTAGE, LLC
205 BRYANT WOODS SOUTH
AMHERST NY 14228-3609

HALL AND LUDLAM
210 PARK AVENUE STE. 3001
OKLAHOMA CITY OK 73102-5649

MARY STOLFA
709 EAST STREET NW
ARDMORE OK 73401-4207

OKLAHOMA TAX COMMISSION
BANKRUPTCY-- LEGAL
100 N. BROADWAY
SUITE 1500
OKLAHOMA CITY OK 73102-8601

SYNCHRONY BANK
PO BOX 965060
ORLANDO FL 32896-5060

TJX REWARDS
PO BOX 965046
ORLANDO FL 32896-5046

BEST BUY CREDIT SERVICES
PO BOX 790441
SAINT LOUIS MO 63179-0441

CAPITAL ONE
PO BOX 30285
SALT LAKE CITY UT 84130-0285

CHRISTOPHER WOODS
3037 NW 181ST
EDMOND OK 73012-6826

EQUINIX INFORMATION SERVICES LLC
PO BOX 74256
ATLANTA GA 30374-0256

GREENS COUNTRY CLUB CO.
MILLENNIUM FINANCIAL GROUP
3000 UNITED FOUNDERS BLVD.
STE. 219
OKLAHOMA CITY OK 73112-4279

IRS
P.O. BOX 7346
PHILADELPHIA PA 19101-7346

MIDFIRST BANK
PO BOX 268879
OKLAHOMA CITY OK 73126-8879

Oklahoma Employment Security Commission
PO Box 53039
Oklahoma City, OK 73152-3039

Jennifer Nicole Stolfa
12928 St. Andrews Drive
Oklahoma City, OK 73120-8884

TRANS UNION CORPORATION
PO BOX 2100
CRUM LYNN & PA 19022-2000

~~JERRY D. BROWN~~
~~Jerry D. Brown, P.C.~~
~~5500 N. Western, Suite 150~~
~~Oklahoma City, OK 73118-4016~~

~~CERTEGY CHECK SERVICES~~
~~PO BOX 30031~~
~~TAMPA FL 33630-3031~~

~~CREDIT ONE BANK~~
~~PO BOX 98873~~
~~LAS VEGAS NV 89193-8873~~

~~EXPIRIA~~
~~701 EVERIAN PARKWAY~~
~~PO BOX 2002~~
~~ALLEN TX 75013-2002~~

~~GUARDIAN INTERLOCK~~
~~3131 NW 38TH STREET~~
~~OKLAHOMA CITY OK 73112-6649~~

~~KIVELL RAYMENT & FRANCIS PC~~
~~TRIAD CENTER I, STE 240~~
~~7666 EAST 61ST STREET~~
~~TULSA OK 74133-1136~~

~~OKLAHOMA EMPLOYEES CREDIT UNION~~
~~PO BOX 24027~~
~~OKLAHOMA CITY OK 73124-0027~~

~~(p) OKLAHOMA TAX COMMISSION~~
~~GENERAL COUNSEL'S OFFICE~~
~~100 N BROADWAY AVE SUITE 1500~~
~~OKLAHOMA CITY OK 73102-8601~~

~~TEL CHECK INT'L INC~~
~~SUPERVISOR LEGAL DEPT~~
~~5251 WE THEIMER 2ND FLOOR~~
~~HOUSTON TX 77056-5412~~

~~US ATTORNEY'S OFFICE~~
~~210 W. PARK AVENUE, SUITE 400~~
~~OKLAHOMA CITY OK 73102-5628~~

US DEPT OF JUSTICE CIV TRIAL
TAX DIVISION CENTRAL REGION
P.O. BOX 7238 NEW FRANKLIN ST.
WASHINGTON DC 20044-7238

United States Trustee
United States Trustee
215 Dean A. McGee Ave., 4th Floor
Oklahoma City, OK 73102-3479

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Oklahoma Tax Commission
Legal Division
120 N Robinson Suite 2000W
Oklahoma City, OK 73102-7801

End of Label Matrix
Mailable recipients 31
Bypassed recipients 0
Total 31